

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

FERNANDEZ, et al.,

Appl. No. 10/003,021

Filed: November 14, 2001

For: **Libraries of Expressible Gene
Sequences**

Confirmation No.: 2174

Art Unit: 1652

Examiner: Fronda, C.

Atty. Docket: IVGN 276.1 CON

**Notice of Appeal From the Examiner to the Board of Patent Appeals
and Interferences-Large Entity**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the final decision of the Examiner dated January 29, 2006, in which claims 41-43 and 45-58 were finally rejected or twice rejected.

In accordance with 37 C.F.R. § 41.20(b)(1), accompanying this response is the necessary Notice of Appeal fee in the amount of \$500.00. In addition, applicants hereby petition for a three-month extension of time under 37 C.F.R. § 1.136(a) and file herewith the necessary fee under § 1.17(a)(3) of \$ 1,020.00. Applicants believe that no additional fees are required in connection with this filing. However, if additional fees are due for additional extensions of time and are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required are hereby authorized to be charged to our Deposit Account No. 50-3994.

Respectfully submitted,

Date: February 1, 2007

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